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LAS VEGAS, NV 89131
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Plaintiff(s) in Proper Person

FILED - RECEIVED
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COUNSEL / ATTORNEYS OF RECORD
2011 MAY 31 A 11:29

UNITED STATES DISTRICT COURT
District of NEVADA

ELLERY J PETTIT

Plaintiff

vs.

PULTE MORTGAGE LLC and

CHASE BANK and

CHASE HOME FINANCE LLC and

IBM LENDER BUSINESS PROCESS

SERVICES and

MERS (Mortgage Electronic Registration System)

Defendant(s)

Case No.: 2:11-cv-00149-GMN-PAL

Opposition To Defendants IBM LENDER
BUSINESS PROCESS SERVICES and MERS
Motion To Expunge Lis Pendens

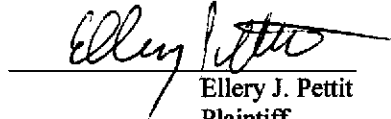
Introduction

On January 28th, 2011, the Plaintiff filed a Lis Pendens on the property located at 6868 Sky Pointe Dr. #2136, Las Vegas, NV, 89131. This was concurrent with his filing of the above entitled case. The paramount fundamental issue in the action is Holder in Due course. To date the defense has not filed any documents showing standing with the court, in fact the only documents the Defense had submitted they withdrew, a month later. (Dkt. 15) The Plaintiff has not filed this action to prevent foreclosure. Plaintiff's Complaint clearly states "this action seeks to prevent the collection of an improper debt" and "to prevent double paying this bank on the debt and/or pay the wrong party and/or prevent the possible wrongful taking of the family home by a bank no longer having a right to foreclose or collect on it."

Conclusion

The issue of Holder in Due Course has not been resolved. The Defense's request for Lis Pendens expunging should be rejected until the resolution of the above entitled action.

Date: May 31, 2011


Ellery J. Pettit
Plaintiff
In Proper Person

Certificate of Mailing

I, Ellery J. Pettit, hereby certify that a copy of the Opposition to Defendants IBM Lender Business Process Services and MERS Motion to Expunge filed on the 16th day of May, 2011, in the above-entitled case was mailed by me on May 31st, 2011 by depositing copies thereof in a sealed envelope, first-class postage prepaid, in the United States mail, to

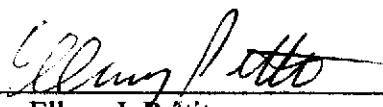
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Dated: May 31, 2011


Ellery J. Pettit
Plaintiff
In Proper Person